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WASHINGTON, D. C., TUESDAY, SEPTEMBER 17, 1907-SIXTEEN PAGES.

he Kvening Star.

TWO CENTS.

# GAY PARTY HURLED TO INSTANT DEATH Dreadful Accident on a Japa-

Automobile Kills Four at Colorado Springs Today.

THREE OTHERS BADLY HURT

Racing Machine Ran Away on a Steep Grade.

VICTIMS WERE BADLY MANGLED

All Were Prominent Elks and Had Been Celebrating-Machine

Overcrowded.

COLORADO SPRINGS, Col., September 17.-A powerful racing automobile occupied by seven prominent Elks and a chauffeur and built to hold but three passengers, while running at a terrific rate crashed into a telephone pole at the bottom of the West Hurfando street hill here early today and was wrecked. Three of the occupants were killed outright, a fourth was fatally injured and died later, and the others were more or less seriously hurt. The bodies of the dead were mangled almost beyond rec-

The dead: W. H. Ralston, a dealer in electrical supplies; H. Winnal, John S. Grey, formerly of New York, and James English

The injured: George Buckley, F. H. Ward and A. W. Markscheffel.

Machine Ran Away. The men were returning from the Elks' lubhouse at Manitou in a six cylinder, forty horse power racing machine. The car, with its merry, jesting passengers crowded into the two seats and on the steps,

plunged at a terrific clip down the hill. Markscheffel, who was driving, in some ner lost control of the wheel, and powerful machine, swerving from side to side across the car tracks, ran into the gutter. For fully fifty feet the heavy car plunged onward, the right front and rear wheels running in the gutter and the left wheels a foot higher on the curb. Suddenly the right front wheel struck some object and the machine, turning around, was thrown a distance

of about forty-five feet down the hill. All Skulls Fractured.

The car probably would have been whirled down the hill for a still greater distance but for a telephone pole which barred the way, and it was this pole that probably caused the death of two and possibly three of the victims. Grey was precipitated out of the car and jammed against the telephone pole. The entire left side of his face was flattened and his skull was laid open, the impact tearing the top of his head almost in two. Raiston evidently was thrown against the pole or against the board ferce on the other side of the walk. His skull was fractured, as was that of Winnal, who was hurled fifty feet.

## BURDEN ON THE SHIPPER.

#### I. C. Commission's Recent Ruling on Rate Issue. Special Dispatch to The Star.

BOSTON, Mass., September 17 .- An interpretation of a recent ruling by the inthe burden is on the shipper to establish the legality of the shipping rates quoted to him by a railroad official, and that if will not be announced in detail, however, either the shipper knowingly accepts or a for a few days. railroad knowingly grants a rate lower than the published one, the action is a violation of the law and subject to pen-

This interpretation has been made plain by a letter of E. A. Moseley, secretary of the commission, to E. H. Walcott, secretary of the Boston Merchants' Associa-

A short time ago Mr. Walcott, on behalf of the association, wrote the interstate commerce commission asking an explanation of their ruling, as it had occasioned much misunderstanding among Boston shippers as to whether they upon the rates quoted them by freight agents or billing clerks.

The answer puts it up to the shippers to see that they are paying the right rates. The decision is regarded as very important in the movement to put a stop railroad rebating, as it makes the prosecution a less difficult matter.

## TO DISCUSS CITY PROBLEMS.

#### League of American Municipalities Meets at Norfolk Tomorrow.

NORFOLK, September 17.-Many delegales arrived today for the opening tomorrow of the League of American Municipalities. Among the early arrivals were a large Baltimore delegation and former Mayor Dunne of Chicago, president of the league, who declared himself as much an advocate of municipal ownership of public utilities as ever and who did not deny that he may again be a candidate for mayor of Chicago on this platform.

"Municipal ownership is bound to come." he declared, "and it will not be so far disint, either."
Mayor J. Barry Mahool of Baltimore is among the candidates for president of the

## LUSITANIA'S BIG SISTER

### Mauretania Starts Today on Her Builder's Trial.

SHIELDS, England, September 17 .- The Cunard Line steamer Mauretania, sister ship of the Lusitania, and the largest vessel ever built on the Tyneside, left her moorings in the River Tyne this morning and started on her preliminary sea trials, which will last three days.

Immense local interest was manifested in the new liner's departure. All the available space overlooking the Tyne, from Wallsend to the mouth of the stream, was occupied by spectators, while many thousands of people accompanied the mon-ster steamship down the river on board of excursion boats, yachts and tugs, and gave her hearty cheers as she passed out clear

of the Tyne and into the North sea.

The present trip of the Mauretania is what is known as the "builders' trial," and what is known as the builders trial, and will be carried out between Flamborough Head and the Aberdeenshire coast, the Mauretania anchoring each night some miles off the Tyne after the completion of

She is three feet longer than the other giant Cunarder.

## FLARE-BACK KILLS 27

nese Battleship.

DETAILS NOT PUBLISHED

Like the Turret Accidents on American Ships.

WAS EITHER CHARGE OR SHELL

Happened to the Ten-Inch Gun-Investigation Is Now Being Made

by Officials.

TOKIO, September 17 .- Forty of the crew were killed and injured on board the Japanese battleship Kashima by the explosion of a 12-inch shell within the shield after target practice near Kure at 4 p.m. on September 9. The Kashima, under command of Capt. Koizumi, reached Kure at 6 p.m., where the wounded were placed in the hospital. The fatalities included a lieutenant, two cadets and one staff officer, the rank and name of whom is not given.

The exact details regarding the effects of the explosion are lacking, but it was terrific, and the ship is badly damaged.

The explosion followed an attempt to remove an imexploded shell from the gun. A majority of the bystanders were fearfully mutilated

The casualties reported as the result of the explosion are as follows:

Killed: Five officers (names not given) and twenty-two men Severely wounded: Two officers and six Slightly wounded: Two officers and six

Same Old Flare-Back. The cause of the explosion is under in

vestigation. It occurred inside of the shield of the starboard after 10-inch gun. It is not thought the shell exploded, but powder, which evidently caught fire from the gas emitted from the breech when opened for the purpose of reloading the

The hull of the Kashima is not damaged.

The Kashima is a ship of 16,400 tons, and was built in England in 1905. She carries four 12-inch and four 10-inch guns, the 12-inch guns in pairs and the 10-inch singly in barbettes. Her complement is 980 men.

### FLOOD FOLLOWED FIRE. Burning and Drowning About a Jap-

anese Mine. TOKIO, September 17 .- Thirty persons were drowned and one hundred houses were burned early this morning at the Kosakabl mine, near Kotaro. The fire started in the mining works, and while attempts were being made to save the mine the water reservoir was broken, flooding a portion of the village. Many women and children were among the victims.

#### McKINLEY MEMORIAL TRUSTEES Meeting Held at Canton Today-Official Program for Dedication.

CANTON, Ohio, September 17 .- A meeting of the McKinley National Memorial trustees was held here today, attended by Vice President Fairbanks, Secretary Cortelyou, ex-Gov. Herrick, Charles G. Dawes, Frankterstate commerce commission has just lin Murphy, Justice Day and Judge Henry been made by that body to the effect that W. Harter. The purpose of the meeting was to approve the program for dedication day, September 30. The official program

> It was announced that arrangements had been completed whereby President Rooseveit, upon his arrival here September 30, will be taken direct from his train to the Central High School, where the public and parochial school children are to be mass-ed, and sing "America and the "Star Spangled Banner." The Preside The President will de-

## REFORMS IN HOLLAND.

#### Queen Opens Netherlands States General With Speech.

THE HAGUE, September 17 .- The Netherlands states general was reopened today. Queen Wilhelmina in a speech from the throne expressed a keen desire for the success of the peace conference, the important work of which she was following with especial interest.

Her majesty announced the early introduction of bills providing for the amendment of the constitution, reform of the elec-toral law, strengthening of the coast defense, the partial draining of Zuyder Zee, workmen's insurance and a system of meat inspection.

## HE IS FOR BRYAN.

#### Josephus Daniels Tells Why He Is the Strongest Candidate. Mr. Josephus Daniels, editor of the Ral-

eigh News and Observer, one of the militant democratic politicians of the south and national committeeman for North Carolina, passed through town today, stopping over for the forenoon. "Who is your choice for democratic can-

didate for President?" Mr. Daniels was asked by a Star man. "Well," he replied, "I am very much like the old fellow back in the mountains of

Kentucky who cast his first vote for Henry Clay and has been voting for him ever since. I am for Bryan, and will keep on being for him. He will be elected some time, and when he does get in he will do the things that we want done.

ample and influence works for good, and he is making the republicans do things they would not otherwise have done if he had not stirred them up. I am for him for another reason, and that is that the democrats are for him. He is stronger in Georgia than Hoke Smith; stronger in North Carolina than Glenn; stronger in Texas than Culberson; stronger in Virginia than Daniel and stronger in Mississippi than John Sharp Williams."

Escaped With Only a Broken Ankle. CHICAGO, September 17.-While speeding toward South Bend, Ind., where she was to enter St. Mary's School, Miss Constance Hyman, seventeen years old, was yesterday seized with an uncontrollable desire to jump from the automobile in which she was riding. She was brought back to her home 370 48th place, last night, and she will be kept to her bed for several weeks with a



## LEHIGH VALLEY WRECK

TRAINMEN AND PASSENGERS HURT IN TUNNEL NEAR EASTON.

EASTON, Pa., September 17 .- A fast Lehigh Valley express train from Buffalo for New York was wrecked early today at the entrance to the tunnel under the Musconetcong mountain in New Jersey, thirteen miles east of this city, and three trainmen and several passengers were injured, one of the trainmen fatally. The seriously injured are:

Herbert Godley of Easton, engineer face and arms cut and bruised. Lester Hustead, Glendon, fireman, bad-

William Wieandt, Easton, baggage mas-ter, arm crushed; nearly bled to death.

Caused by Broken Rail. All the injured passengers were taken to New York, and neither names nor ex tent of their injuries are known here One passenger's throat was cut by broken glass, and a woman sustained a dislocated shoulder. Local physicians, who were at the scene of the wreck, say they sewed up a number of wounds sustained by pas-

The wreck was caused by a broken rail, the locomotive leaving the tracks and plunging into the side of the mountain. The impact was terrific and all the passengers received a severe shaking up. The

### eceived his injuries by jumping. MAY SIGN PROTOCOL TODAY.

engineer stuck to his post, and the fireman

Central American Conference to Be Held Here in November.

Members of the Central American diplomatic corps who have been holding sessions here to arrange for a permanent peace conference to settle difficulties arising be tween the various states in Central America expect to sign a protocol today. This protocol will provide for a conference to be held in Washington early in November, and for the continuance of peace pending a final agreement. The protocol will name the number of delegates to be named by each country.

The State Department has been informed that Senor Gallegos, the Salvadorean minister to Costa Rica, will be one of the delegates from Salvador. It is expected that all of the Central American ministers will be named as delegates, but Salvador is the only country that has thus far taken action in naming additional representatives. The Navy Department has tendered the use of the cruiser Albany to convey Senor Gallegos from Costa Rica to Salvador.

## RETAIL DRUGGISTS MEET.

#### Ninth Annual Convention Opened at Chicago Last Night. CHICAGO. September 17.-The ninth an-

nual convention of the National Association of Retail Druggists opened here last night. Corporation Counsel E. J. Brundage on bewho were unable to attend, delivered the opening address of welcome. The address was responded to by Charles H. Huhn of Minneapolis. S. C. Yeomans, president of the Chicago Retail Druggists' Association, next welcomed the delegates and response was made by James A. Lockie of Buffalo. Welcome addresses also were made by Wilhelm Bodemann of Chicago on behalf of the American Pharmaceutical Association: J. Walker Schofield, for the National Wholesale Druggists' Association; George L. Douglas for the Proprietary Association of America, and Prof. Joseph P. Reming-ton, on behalf of the conference of pharmaceutical societies.

#### Oldest Inhabitant Dead, Aged 106. Special Dispatch to The Star.

BOSTON, Mass., September 17.-Mrs. Mary McDonald, 106 years old, the oldest inhabitant in Roxbury, died last night at the home of her granddaughter, Mrs. Margaret McDonald, 146 Girard street. Mrs. McDonald was born in the northern part of Scotland, but came to America ninety six years ago, and had lived in Roxbury for fifty years. Mrs. McDonald came of fighting stock, her father having been a soldier in the Napoleonic wars and her brothers were soldiers in India during the

## NOTICE.

The price of this paper at NEWSSTANDS and from NEWSBOYS is

## TWO CENTS.

There has been no change of any kind in the price of the paper to newsboys, and readers should pay no more than the printed price.

## BIG MASONIC BEQUEST

THOMAS PATTEN LEAVES MIL-LIONS FOR ORPHANAGE.

PHILADELPHIA, September 17.-Under the will of the late Thomas R. Patten of the Grand Lodge of Masons of Pennsylvania, who died recently, his entire estate, valued between \$2,000,000 and \$3,000,000, is devised to the Grand Lodge of Pennsylvania for the education and support of male orphans of master Masons. Peter Boyd, an attorney of this city, is made sole executor of the estate.

## HANDLED IT WITH TACT

### CHICAGO SCHOOL OFFICIAL DIS-POSED OF JAPANESE QUERY.

CHICAGO, Septemper 17 .- The "Japanese school situation" appeared in Chicago yesterday, lingered uncertainly for a few hours in the guise of an international complication, and then retired with a smile before the tact of President Otto C. Schneider of

the board of education. Seizaburo Shimizu, Japanese consul in Chicago, received a cabled inquiry from the Japanese government at Tokio which directed that the coasul make quiet inquiries concerning "the reported barring of three Japanese residents of Chicago from

the public schools of the city." Mr. Shimizu cailed on Superintendent Ccoley, explained his mission diplomatically and was accompanied by the superintendent to President Schneider's office. After a half of Gov. Deneen and Mayor Busse, brief conference the consul took his leave, with many smiles and protestations of esteem, returned to his office and indicted a cablegram to his government.

#### No Discrimination There. "I told them," he said later, "that the Chicago schools practice no discrimination whatever as to color. The situation is en-

tirely clear and the matter is now a closed The three Japanese referred to, together with five other students, all over twentyone, applied for admission to the schools at the last meeting of the school board, and were barred temporarily on the protest of several of the trustees and the suggestion that the board may have no legal right to

use the school funds for the education of

adults. Pending the setlement of the legal

question, the matter was deferred until the

#### ext meeting of the board, September 25. Notable Cricket Match Today.

NEW YORK, September 17.-British-Americans and lovers of cricket generally will doubtless flock to Livingston, Staten Island, today for what promises to be the most interesting match in the English national sport that has ever been seen in this

## FAIRBANKS ON TRUSTS

### THINKS CORPORATIONS NEED FEDERAL CONTROL.

Special Dispatch to The Star.

ST. JOSEPH, Mich., September 17 .- Vice President Fairbanks indorsed the Roosevelt policy of railroad and corporation control by the federal government in his speech at the Berrien County Republican Club's second annual dinner here last night. The Vice President also heard himself cheered to the echo as the choice of Berrien county republicans for President of the United States.

Referring to what had been done toward restraining the big railroads and other corporations, Mr. Fairbanks said: other corporations, Mr. Fairbanks said: "We have been concerned in the consideration of the control of the agencies engaged in the conduct of interstate com-We have dealt with them so as to destroy the evil and preserve that which is good in them, and which is essentially the wholesome development of our interstate commerce. We have dem-onstrated the fact, which never should have been disputed, that those agencies which minister unto the public must be the servants and not the masters of

The Vice President was the principal speaker at the dinner, at which 1,100 nembers of the club were present. touched upon general topics, the paragraph in regard to the railroads quoted being his only reference to specific issues.

Weakness of the Defenses of Chesapeake Bay Pointed Out. Interest in the building of an island be-

STRONGER FORT WANTED.

ween Cape Charles and Cape Henry, at the mouth of the Chesapeake bay, will be revived at the coming session of Congress, when an estimate approximating \$2,500,000 for the erection of batteries upon it will be submitted to that body. The proposed fortification of this approach to the bay formed one of the recommendations of what is known as the Taft board, and at the latest session of Congress an effort was made to secure an appropriation for the construction of the proposed fortification and the building of the island. There were legal complications in the way, however, legal compileations in the way, nowever, which operated to prevent the necessary legislation. The difficulties, however, have been obviated, and the shoals upon which it is proposed to build the island are now in complete possession of the United States government. They originally belonged to Viscola but as a result of the presence. government. They originally belonged to Virginia, but as a result of the necessary negotiations have been transferred to the War Department. It is suggested that the dispatch to the Pacific coast of Admiral dispatch to the Facine coast of Admiral Evans' battleship fleet will have a bene-ficial effect in having the Congress realize that the protection of Washington and Bal-timore makes it most imperative that some attention be given to this important point. The War Department frankly admits that the short batteries that could be utilized at present at the capes would be of ques tionable value in preventing a hostile fleet gaining entrance to the Chesapeake. The construction of the island would go far toward eliminating the danger there; but until Congress acts this must be considered one of the weakest points on the eastern seaboard.

Took Luncheon With the President. OYSTER BAY, N. Y., September 17 --Gen. Luke E. Wright, retiring ambassador to Japan, and Judge Walter C. Noves of Connecticut took luncheon with President Roosevelt today. Previous to the luncheon the President conferred with Peyton Gordon, who was recently promoted from pardon attorney of the Department of Justice to be special assistant to the Attorney General; Robert P. Porter, former director of the census, and John A. Sleicher of New The hum of industry about Sagamore Hill

and the executive office has known lately no abatement. Every one, from the President down, was working at full tilt, and Mr. Roosevelt abridged many of his pas-times in his efforts to finish the many speeches he is to make on his trip. According to many rumors about the executive the President will make his future political intentions known in one many speeches he is to deliver. He is said to be anxious to set at rest for good and all the insistent third term talk. The executive force worked late every night, and Secretary Loeb has gone back and forth be Sepoy rebellion. Her husband, John Mcload and during the Sepoy rebellion. Her husband, John Mcload Donald, fought in the Mexican war and was a veteran of the civil war.

The object of the association, as announced by Secretary Beck of Detroit toload and discussed.

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Today's visitors were the first to show up
in nearly two weeks. They all said their
visit was purely social.

The object of the association, as announced by Secretary Beck of Detroit toload, is 'a' clearing house for ideas relating
to public accounts."

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to public accounts."

# Their Convention Held in State

Capital Today.

NO MENTION OF W. J. BRYAN

Former Trenton Mayor Slated for the Governorship.

PEACEFUL SESSION INDICATED

Platform Adopted Recites Party

Pledges for Reform-Demands Equal Taxation. TRENTON, N. J., September 17 .- As the

great bulk of the delegation to the democratic state convention, which meets today, began to arrive the political atmosphere was cleared, and it soon became apparent that Frank S. Katzenbach, jr., former mayor of Trenton, will be nominated for governor on the first ballot. Corporation Counsel James P. Nugent of

Newark, who heads the Essex delegation, and who last night gave impetus to the boom of James E. Martine of Union county, today announced his withdrawal of opposition to Katzenbach. This practically settles any doubt as to result, and Essex will join in the nomination of the Trenton

#### The Platform. The following is the text of the party plat-

form submitted to the convention: Virtue in state government depends upon and is measured by the integrity of its servants. The reprehensible practices of state officials-retaining and applying public funds to their personal advantage and to the detriment of the state, persistent and chronic failure to discharge official duties, commonly called 'absenteeism," occupying dual positions carrying double emoluments, but involving no increased labors, nepotism, the constant multiplications of commissions to discharge similar public functions, the extravagance and wastefulness of the statehouse commission in the construction of public buildings, the non-feasance and gross mismanagement of the managers of state institutions-warrant unqualified con-demnation and demand immediate correc-

tion, and to this end we favor and bind our selves to the enactment of laws whereby: Public funds shall be paid to and dis-bursed by the treasury of the state, "One state and one purse. Public moneys shall be interest-bearing in

all cases.
Public officials shall give daily attention to the discharge of their duties and shall be permitted to hold but one office. Public contracts shall be made and sup-

plies purchased appn competitive bidding after due advertisement. The numerous commissions now having charge of the public water supply, sewage and other matters pertaining to public health shall be abolished, and their powers and duties vested in a reorganized state

#### State boards and commissions exercising kindred functions shall be consolidated, For Equal Taxation.

We reiterate the demands of the democratic platforms for the past twenty-four years for the equal taxation of all property not used for religious, charitable or

educational purposes. We declare for the taxation of the tangible property of railroad and canal companies wherever located, and the taxation of their franchises by the state, and we insist that the legislation on taxation enacted since the ascendancy of the republican party in this state has been the result of democratic initiative, but has not meas-

ured up to its full demand. We further declare for the repeal of the law providing for the taxation of the franchises of public utilities companies upon the basis of their gross receipts and for the enactment of laws providing for the taxation of such franchises according to their true value as other property is taxed. We favor the establishment of a commis sion with ample powers for the proper regulation of steam and trolley railroads, electric light, gas, water, telegraph and

telephone companies, and all other public utility corporations. In recognition of the constitutional docrine that all political power is inherent in the people, we favor the enactment of laws, and where necessary constitutional

#### amendments, providing for: Senators by Popular Suffrage.

The selection of United States senators by popular suffrage.

The election of assemblymen by districts. The nominating of candidates for public office by direct primary vote, without the intervention of delegates or conventions. The election by the people of the principal state and county officials.

In order to secure the true expression of the will of the voter we favor: Municipal elections distinct from state and national elections.

The passage of stringent laws against bribery and corruption in all elections, primary and general. The vesting of summary jurisdiction in the

courts to settle disputes growing out of pri-

mary elections, with ample power to order

recounts.

The abolition of the voting machines. We favor the acquisition by our state and sister states of all toll bridges crossing inerstate boundaries, in order that the same may be made free for interstate traffic We favor the greatest extension of the principle of home rule in municipal govern-ment, securing to each municipality the ab-

by the legislature. We favor the enactment of stringent antimonopoly laws. We favor the repeal of the law creating county boards of taxation.

We ask the support of all citizens favoring

solute control of all matters requiring local administration, without undue interference

## ACCOUNTANTS TO MEET.

#### Features of Opening Session of Convention at Richmond.

hese principles.

RICHMOND, Va., September 17 .- Features of the opening session of the National Association of Controllers and Accounting Officers were the addresses of Mayor McCarthy. The governor welcomed the accountants to the state of Virginia. and Mayor McCarthy presented them with the "keys of the city."

Numerous states are represented and there is a delegate from San Juan, Porto Rico. He is George Cabot Ward, auditor general for Porto Rico. The association began practical business at the afternoon session, when a number of papers were read and discussed.

## Weather.

Partly cloudy tonight. To-

# DEMOCRATS IN JERSEY OIL TRUST WOULD **BLOCK GREAT FINE**

Technical Complaint Against Decision of Judge Landis.

CITES ALTON IMMUNITY CASE

Other Hearing Opened in New York This Morning.

HEARING BEFORE JUDGE FERRIS

Commodore E. C. Benedict Was the First Witness-Called at His

Own Request.

CHICAGO, September 17.-The \$29,240,000 fine imposed on the Standard Oil Company by Judge Landis in the federal court recently will be wiped out of existence on a technicality if the schemes of the Standard Oil lawyers, which became known yester-

day, are carried to fruition The line of action which may result in the big fine becoming nothing but a name revolves around the decision of Judge Landis in the Alton immunity case, which is

set for hearing September 24. In the event that the Alton is granted the immunity which, it has been fully established, was promised to the railroad through agreement with former Attorney General Moody, the Standard Oil attorneys will demand that Judge Landis' fine be set aside. The grounds for this plea will be that the Standard Oil lawyers should have been apprised of this immunity agreement in order that they might ques-

#### tion the Alton railroad witnesses properly. Question the Procedure.

The Standard Oil will contend that they should have been allowed to ask these railroad clerks who gave such full evidence in regard to rates and shipments and tariffs whether their testimony had been influenced in any way by the knowledge that the road which employed them would not suffer prosecution.

The lawyers claim that the procedure in the case was illegal and that it furnishes sufficient ground for setting aside the fine Judge Landis has jurisdiction over the

case until December 1 Attorney General Bonaparte will arrive in Chicago from Washington tonight and

#### will confer with District Attorney Sims on the Alton-Standard Oil situation tomorrow.

Bond for the Standard.

The Standard Oil Company of Indiana in order to obtain supersedeas staying execution on its property to satisfy the judgment of \$29,240,000 recently imposed by Judge Landis in the United States district court must furnish bonds to the amount of \$6,-000,000. This was determined today by Judge Grosscup in the United States circuit court, much to the chagrin of the attorneys on both sides. The counsel for the oil company had contended strenuously for a bond of not more than \$1,000,000, while the attorneys for the government demanded that the bond be as high as the judgment

imposed by Judge Landis. Judge Grosscup ordered that two bonds must be filed and approved by the court before the supersedeas shall issue. One bond is to be for \$4,000,000, covering the property of the company at Whiting, Ind., and the other for \$2,000,000 to cover the property of the company outside of Whit-

## HEARD BEFORE FERRIS.

#### Taking of Testimony Resumed in New York. special Dispatch to The Star.

NEW YORK, September 17 .- Commodore E. C. Benedict was the first witness called when the adjourned hearing in the government's suit for the dissolution of the Standard Oil Company of New Jersey was resumed in the Federal building before Examiner Ferris this morning. In court at the beginning of the session were most of the prominent witnesses subpoenaed by Prosecutor Frank B. Kellogg, who conducted the Harriman investigation on behalf of the government. Associated with Mr. Kellogg in the present action are Charles B. Morrison of Chicago, who, as an assistant in the Attorney General's office last year, prepared much of the Indiana case against the Standard Oil Com-

pany of that state, and J. H. Graves of the Department of Justice. In the notable array of counsel appearing for the New Jersey corporation and its subsidiaries are John G. Milburn, chief counsel, who represented E. H. Harriman when he was last opposed to Mr. Kellogg; M. F. Elliott, general counsel of the oil company; John G. Johnson of Philadelphia; John S. Miller, the noted corporation attorney of Chicago; H. S. Priest, and at least a dozen other attorneys representing

subsidiary corporations. Mr. Kellogg announced before the opening of the session that he had received from the Standard Oil officials the data and transcriptions from the books asked for at the time of the last adjournment and that the government was now ready to go on examining witnesses without

#### further delay. Commodore Benedict Up.

Mr. Benedict was called first, at his own request. He was questioned as to his ownership of the Manhattan Oil welcome delivered by Gov. Swanson and Company. The witness said that he and Anthony N. Brady owned, together, some three-quarters of the stock of the oil company, and that he sold his stock October 24, 1898, to a "foreign company," The Central Trust Company and Brown Brothers & Co. acted as agents in the transactions. Mr. Benedict never knew the name of their client, though he guessed who it was.

It came out in spite of objections on the part of Mr. Milburn that Brady had